

**IN THE DISTRICT COURT OF GUAM
TERRITORY OF GUAM
CRIMINAL MINUTES
GENERAL**

CASE NO.: CR-07-00064-002

DATE: September 08, 2008

HON. FRANCES M. TYDINGCO-GATEWOOD, Chief Judge, Presiding

Law Clerk: Geraldine A. Cepeda / Ross Naughton Court Reporter: Wanda Miles

Courtroom Deputy: Carmen B. Santos

Electronically Recorded: 1:37:25 - 2:49:25

APPEARANCES:

Defendant: In Hyuk Kim

Attorney: Peter C. Perez

Present Custody Bond P.R.

Present Retained FPD CJA

U.S. Attorney: Karon Johnson

U.S. Agent: Richard Flores, ICE

U.S. Probation: None Present

Interpreter:

Language:

PROCEEDINGS: Motion to Suppress

- Counsel presented argument on the motion.
- Witness Richard Flores (ICE Agent) sworn and examined - DX by Mr. Perez; CX by Ms. Johnson.
- Motion taken under advisement.
- Defendant released as previously ordered.

NOTES: Housekeeping matters:

(1) Motion to Suppress Government Exhibits - not mooted - Government to provide Defense with a video tape; Government advised court that video tape now available for review by Defense, but cannot be duplicated. Parties to continue to work on this matter.

(2) Motion to Dismiss is under advisement.

(3) Motion to Suppress being heard today.

(4) Defense requested copy of grand jury transcript which Government obtained. Defense to follow up with Government.